UNITED STATES DISTRICT COURT	
SOUTHERN DISTRICT OF NEW YORK	<

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

-against-

COLONIAL INVESTMENT MANAGEMENT LLC, COLONIAL FUND LLC, and CARY G. BRODY, 07 CIV 8849 (PKC) ELECTRONIC FILING

Defendants.

DECLARATION OF SERVICE

I, LAURA V. YEU, pursuant to 28 U.S.C. § 1746, declare as follows:

- 1. I am a member of the Bar of this Court and the attorney for Plaintiff, United States Securities and Exchange Commission ("Commission"), and am employed at the Commission's New York Regional Office.
- 2. On October 3, 2007, the Commission staff had a telephone conversation with Ira Lee Sorkin, Esq., who agreed to accept service of a Summons and Complaint in the above-captioned matter on behalf of each of the defendants in this case, Colonial Investment Management LLC, Colonial Fund LLC, and Cary G. Brody, pursuant to Rule 4 of the Federal Rules of Civil Procedure.
- 3. On October 15, 2007, the Commission staff served a copy of a Summons and Complaint in the above-captioned matter upon each of the defendants, Colonial Investment

Management LLC, Colonial Fund LLC, and Cary G. Brody, by causing true and correct copies thereof to be transmitted by Federal Express for overnight delivery to the office of their attorney, Ira Lee Sorkin, Esq., at Dickstein Shapiro LLP.

4. A copy of the Summons to each defendant is attached hereto as "Exhibit A".

Upon information and belief, I declare under penalty of perjury that the foregoing is true and correct.

Executed:

October 22, 2007

New York, New York

LAURA V. WEU

Attorney for Plaintiff

Securities and Exchange Commission

New York Regional Office 3 World Financial Center

New York, NY 10281-1022

Ph: (212) 336-0187 Fax: (212) 336-1322 Email: YeuL@sec.gov

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing Plaintiff Securities and Exchange Commission's Declaration of Service by mailing a copy of same via overnight mail prepaid on this 22nd day of October, 2007 to:

Ira Lee Sorkin Dickstein Shapiro LLP 1177 Avenue of the Americas New York, NY 10036-2714

LAURA V.YEŪ

Attorney for Plaintiff

Securities and Exchange Commission

New York Regional Office

3 World Financial Center

New York, NY 10281-1022

(212) 336-0187

Exhibit A

JUDGE CASTEL

◆AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED	STATES	DISTRICT	COURT
		DIBLINCE	COUNT

Southern District of New York

Securities and Exchange Commission

SUMMONS IN A CIVIL ACTION

Colonial Investment Management LLC, Colonial Fund LLC, and Cary G. Brody

CASE NUMBER CIV 8849

TO: (Name and address of Defendant)

Colonial Investment Management LLC c/o Ira Lee Sorkin, Esq.
Dickstein Shapiro Morin & Oshinsky LLP 1177 Avenue of the Americas
New York, NY 10036

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Valerie A. Szczepanik, Esq. Securities and Exchange Commission 3 World Financial Center, Room 400 New York, NY 10281

an answer to the complaint which is served on you with this summons, within	20	days after service
of this summons on you, exclusive of the day of service. If you fail to do so, judgmen	nt by default	will be taken against you
for the relief demanded in the complaint. Any answer that you serve on the parties	s to this acti	on must be filed with the
Clerk of this Court within a reasonable period of time after service.		

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OCT 1 5 2007

ERK JA LAND MALLANT

DATE

(By) DEPUTY CLERK

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Service of the Summons and complaint was made by me	DATE			
NAME OF SERVER (PRINT)	TITLE			
Check one box below to indicate appropriate meth	od of service			
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ADJUDGE CASTEL Civil Action

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Southern	District of		New Yo	ork
Securities and Exchange Commission				
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V. Colonial Investment Management LLC, Colonial Fund LLC, and Cary G. Brody		07	CIV	8849
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TO: (Name and address of Defendant)				
Colonial Fund LLC c/o Ira Lee Sorkin, Esq. Dickstein Shapiro Morin & Oshii 1177 Avenue of the Americas New York, NY 10036	nsky LLP			
YOU ARE HEREBY SUMMONED and req	uired to serve on PL	AINTIFF'S	ATTORNEY	(name and address)
Valerie A. Szczepanik, Esq. Securities and Exchange Comm 3 World Financial Center, Room New York, NY 10281	nission			(Amile and adoptess)
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an answer to the complaint which is served on you wi of this summons on you, exclusive of the day of service for the relief demanded in the complaint. Any answer Clerk of this Court within a reasonable period of time	e. If you fail to do ser that you serve on	o, judgment	by default w to this action	days after service ill be taken against you must be filed with the
		·	OCT 15	2007
, MICHAEL McMAHON				
SHERK SHOWIND MISHES	DATE	<u> </u>	-	<u>;</u>

ICHAEL Mevlahon

◆AO 440 (Rev. 8/01) Summons in a Civil Action

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(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

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Securities and Exchange Commission				
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TO: (Name and address of Defendant)				
Cary G. Brody c/o Ira Lee Sorkin, Esq. Dickstein Shapiro Morin & Oshi 1177 Avenue of the Americas New York, NY 10036	nsky LLP			
YOU ARE HEREBY SUMMONED and req	uired to serve o	n PLAINTIFF	''S ATTORNI	EY (name and address)
Valerie A. Szczepanik, Esq. Securities and Exchange Comn 3 World Financial Center, Roon New York, NY 10281	nission			
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an answer to the complaint which is served on you we of this summons on you, exclusive of the day of service for the relief demanded in the complaint. Any answerlerk of this Court within a reasonable period of time	ce. If you fail to er that you ser	o do so, judem	20 ent by default es to this acti	days after service will be taken against you on must be filed with the
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J. MICHAEL McMAHON				.00/

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